

EXHIBIT 6

Michael Todisco

From: Rothrock, Frank (SHB) <frothrock@shb.com>
Sent: Monday, January 6, 2020 2:58 PM
To: mkanach@grsm.com; Varun Behl
Cc: tbranson@grsm.com; hheffner@grsm.com; Michael Todisco
Subject: RE: Monster/VPX - VPX's Subpoenas to Shook and Marc Miles

Counsel: I believe Mr. Behl's email accurately recites my comments during today's call. We stand on our firm's and Mr. Miles's objections to the subpoenas and will not undertake further work (e.g., further review of the potentially responsive documents identified or preparation of a privilege log) pending a ruling on Monster's Motion to Quash, which we anticipate will be granted. Frank Rothrock

Frank C. Rothrock
Partner
Shook, Hardy & Bacon L.L.P.
5 Park Plaza, Suite 1600
Irvine, CA 92614
949.475.1505 | frothrock@shb.com
949.533.6326 cell

-----Original Message-----

From: Michael Kanach <mkanach@grsm.com>
Sent: Monday, January 6, 2020 11:43 AM
To: Varun Behl <vbehl@houston.com>
Cc: Rothrock, Frank (SHB) <FROTHROCK@shb.com>; Timothy Branson <tbranson@grsm.com>; Holly Heffner <hheffner@grsm.com>; Michael Todisco <mtodisco@houston.com>
Subject: Re: Monster/VPX - VPX's Subpoenas to Shook and Marc Miles

EXTERNAL

Counsel,

Thanks for your time on another call and your email.

To correct the record, your point 1 is not what I understood Frank said on today's call or on previous calls. To be clear, Frank has not made any representations about the quantity of documents or burden of production (while your summary below says they "have not located any relevant documents of any significance"). If there are not many documents, they should/could produce them or provide them on a privilege log. That would avoid motion practice. But that's not the information Shook Hardy or Mr. Miles have put in writing to us.

I will note that on today's call, Frank said he either (1) found "significant" emails or (2) that it would take "significant" work for him to create a privilege log - because of the number of documents that would be responsive to certain requests that in his opinion would get into pre-lawsuit attorney work product.

He also argued that Request No. 2 is irrelevant, to which we disagree. We don't know whether there are any documents or a large quantity of documents responsive to that Request.

Regarding timing, I understand Frank said they stopped searching before our December 20 call and would not do more searching until the Court requires them to do so. We hoped that they would continue searching and provide more facts today. But I understand that nothing changed between then and today.

I will let Frank clarify if I misunderstood the efforts he made over the last 2 weeks or the quantity of documents - or if he is willing to provide more about his position in writing before the issue is before the court.

Regards, -MIKE

Sent from my iPhone

On Jan 6, 2020, at 11:23 AM, Varun Behl <Vbehl@hueston.com> wrote:

Mike and Frank,

Here is a summary of our call this morning:

1. Frank repeated the points made during our last call on December 20: (i) Shook and Miles have conducted further searches for documents responsive to VPX's subpoenas to Shook and Miles; (ii) based on their searches to date, and subject to their various objections, Shook and Miles have not located any relevant documents of any significance; and (iii) subject to their various objections, Shook and Miles believe any responsive documents they have located are privileged. Frank stated that, at this point, Shook and Miles will not be conducting further searches for documents pending to a forthcoming motion to quash the subpoenas.

1. I asked Mike whether VPX would be willing to withdraw the subpoenas. Mike stated that VPX would not be willing to withdraw the subpoenas and would leave it to the Court as to whether it would consider this dispute as a motion to quash brought by Monster and/or as a motion to compel brought by VPX.

1. Counsel for Monster, VPX, and Shook confirmed that they are all available for a conference with the Court on January 8, 10 (except from 11 a.m. to noon), and 13.

Feel free to supplement or edit the above to the extent you feel appropriate.

Thanks,
Varun

Varun Behl

HUESTON HENNIGAN LLP

D: 213.788.4525<tel:213.788.4525>

Vbehl@hueston.com<mailto:Vbehl@hueston.com>

Biography<https://urldefense.proofpoint.com/v2/url?u=https-3A_www.hueston.com_attorney_varun-2Dbehl_&d=DwMFaQ&c=f_a5GUMXoHxU9qrd_Nsg1PngS-j5caRJn92wWy7kEGQ&r=MYv17hpjO194I35ZNkhBVw&m=jKQEtUVVb5tEgUOMo0Pz8_IOJXOcvgy1Ssvx9oQOODk&s=6cCS039UjEtEaxvLGg6sfikj2dErIRh4Pjr6I-jT6-w&e=>>

From: Varun Behl <Vbehl@hueston.com>

Sent: Friday, December 20, 2019 2:40 PM

To: Michael Kanach <mkanach@grsm.com>; frothrock@shb.com

Cc: tbranson@grsm.com; hheffner@grsm.com; Michael Todisco <mtodisco@hueston.com>

Subject: RE: Monster/VPX - VPX's Subpoenas to Shook and Marc Miles

Frank and Mike,

Thanks for the meet-and-confer call this morning. Here is a brief summary of our call (though feel free to provide any changes or additions to the extent you feel appropriate):

1. Frank stated that (i) Shook and Miles have conducted further searches for documents responsive to VPX's subpoenas to Shook and Miles; (ii) based on their searches to date, and subject to their various objections, Shook and Miles have not located any relevant documents of any significance; and (iii) subject to their various objections, Shook and Miles believe any responsive documents they have located are privileged.

1. Frank further stated that, at this point, Shook and Miles will not be conducting further searches for documents pending to a forthcoming motion to quash the subpoenas.

1. We agreed to have one more follow-up call on January 6 at 11 a.m. to determine whether it is necessary for Monster to move to quash. I will circulate a calendar invite.

1. Counsel for Monster, VPX, and Shook are all currently and tentatively available for a conference with the Court on January 8, 10, and 13. If still necessary, I will confirm that these dates work on January 6.

Best,
Varun

Varun Behl

HUESTON HENNIGAN

LLP

D: 213.788.4525<tel:213.788.4525>

Vbehl@hueston.com<mailto:Vbehl@hueston.com>

Biography<https://urldefense.proofpoint.com/v2/url?u=https-3A__www.hueston.com_attorney_varun-2Dbehl_&d=DwMFaQ&c=f_a5GUMXoHxU9qrd_Nsg1PnqS-j5caRJn92wWy7kEGQ&r=MYv17hpjO194l35ZNkhBVw&m=jKQEtUVVb5tEgUOMo0Pz8_IOJXOcvgy1Ssvx9oQOODk&s=6cCS039UjEtEaxvLGg6sfikj2dErIRh4Pjr6l-jT6-w&e=>

From: Michael Kanach <mkanach@grsm.com<mailto:mkanach@grsm.com>>
Sent: Friday, December 20, 2019 11:38 AM
To: Varun Behl <Vbehl@hueston.com<mailto:Vbehl@hueston.com>>
Cc: frothrock@shb.com<mailto:frothrock@shb.com>; tbranson@grsm.com<mailto:tbranson@grsm.com>; hheffner@grsm.com<mailto:hheffner@grsm.com>
Subject: Re: Monster/VPX - VPX's Subpoenas to Shook and Marc Miles

Yes sorry thought it was 11:45.
Calling in now.

Sent from my iPhone

On Dec 20, 2019, at 11:36 AM, Varun Behl <Vbehl@hueston.com<mailto:Vbehl@hueston.com>> wrote:

Michael, Frank and I are on the line for our call. Are you planning on joining?

Varun Behl

HUESTON HENNIGAN LLP

D: 213.788.4525<tel:213.788.4525>

Vbehl@hueston.com<mailto:Vbehl@hueston.com<mailto:Vbehl@hueston.com%3cmmailto:Vbehl@hueston.com>>

#3946

Biography<https://urldefense.proofpoint.com/v2/url?u=https-3A__www.hueston.com_attorney_varun-2Dbehl_&d=DwMFaQ&c=f_a5GUMXoHxU9grd_Nsg1PngS-j5caRJn92wWy7kEGQ&r=MYv17hpjO194l35ZNkhBVw&m=Ley6yAZaGp1V6o9iRhQQ_LoQh3MTQAbPxtv-bEAiekl&s=PYC_5KcWapzGaama635E-xbtlfMK4WnVUaRevaYZcfw&e=>

From: Michael Kanach <mkanach@grsm.com<mailto:mkanach@grsm.com>>
Sent: Wednesday, December 18, 2019 3:55 PM
To: Varun Behl <Vbehl@hueston.com<mailto:Vbehl@hueston.com>>
Cc: frothrock@shb.com<mailto:frothrock@shb.com>; tbranson@grsm.com<mailto:tbranson@grsm.com>; hheffner@grsm.com<mailto:hheffner@grsm.com>
Subject: Re: Monster/VPX - VPX's Subpoenas to Shook and Marc Miles

Varun,
An extension to January 8 is fine.
I am free Friday morning at 11:30. Does that work.

-MIKE

Sent from my iPhone

On Dec 18, 2019, at 3:47 PM, Varun Behl
<Vbehl@hueston.com<mailto:Vbehl@hueston.com<mailto:Vbehl@hueston.com%3cmailto:Vbehl@hueston.com>>>
wrote:

Thanks Mike. Are you also available for a call on Friday morning? I am not sure whether Frank is available tomorrow. I am available either tomorrow or Friday morning.

I am fine extending this dispute into the New Year to avoid holiday briefing, but need VPX to confirm an extension of Monster's deadline to file a motion to quash. Will you agree to move Monster's deadline to file a motion to quash to January 8? If we don't hear from you by 5 p.m. this afternoon, we will assume you agree to this extension. I am available for a call this afternoon if you would like to discuss.

I don't think we need to agree to a briefing schedule yet, because the first step would be a conference before the Court.

Best,
Varun

Varun Behl

HUESTON HENNIGAN LLP

Exhibit 6, Page 58

Exhibit 6, Page 60

To: Michael Kanach

<FROTHROCK@shb.com<mailto:FROTHROCK@shb.com<mailto:FROTHROCK@shb.com%3cmailto:FROTHROCK@shb.co
m<mailto:FROTHROCK@shb.com%3cmailto:FROTHROCK@shb.com%3cmailto:FROTHROCK@shb.com%3cmailto:FROTH
ROCK@shb.com<mailto:FROTHROCK@shb.com%3cmailto:FROTHROCK@shb.com%3cmailto:FROTHROCK@shb.com%3c
mailto:FROTHROCK@shb.com%3cmailto:FROTHROCK@shb.com%3cmailto:FROTHROCK@shb.com%3cmailto:FROTHROC
K@shb.com%3cmailto:FROTHROCK@shb.com>>>>>

[illegible]

Mike and Frank,

This email summarizes our discussion (though if either of you wishes to supplement or modify any of the below, please feel free to do so):

- Exhibit 6, Page 61

PLEASE NOTE: This message, including any attachments, may include privileged, confidential and/or inside information. Any distribution or use of this communication by anyone other than the intended recipient(s) is strictly prohibited and may be unlawful. If you are not the intended recipient, please notify the sender by replying to this message and then delete it from your system. Thank you.

This email communication may contain CONFIDENTIAL INFORMATION WHICH ALSO MAY BE LEGALLY PRIVILEGED and is intended only for the use of the intended recipients identified above. If you are not the intended recipient of this communication, you are hereby notified that any unauthorized review, use, dissemination, distribution, downloading, or copying of this communication is strictly prohibited. If you are not the intended recipient and have received this communication in error, please immediately notify us by reply email, delete the communication and destroy all copies.

GORDON REES SCULLY MANSUKHANI, LLP
YOUR 50 STATE PARTNER™
<http://www.grsm.com>

CONFIDENTIALITY NOTICE: This e-mail message including attachments, if any, is intended for the person or entity to which it is addressed and may contain confidential and/or privileged material. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message. Thank you.

CONFIDENTIALITY NOTICE: This e-mail message including attachments, if any, is intended for the person or entity to which it is addressed and may contain confidential and/or privileged material. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message. Thank you.